IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1630 OF 2007

Mr. Sadique Gafur Mulla & Ors. ... Applicants

Versyus

Mrs. Samira Sadique Mulla & Anr. Respondents

Mr.Sunil R. More, Advocate for the applicants.

Ms. Savitri I. Gajakosh for respondent No.1.

Ms. S.V.Gajre, APP, for State.

CORAM: J.H.BHATIA,J.

DATE : 28th June, 2007.

P.C.

1. Heard Mr. Sunil More, learned Counsel for the applicants and Ms. Gajre, APP, for the State.

2. Respondent No.1 is the wife of petitioner No.1. On her report, crime No.162/2005 came to be registered at Antop Hill Police station. After investigation, charge-sheet was filed before the Metropolitqn Magistrate, 11th Court, Kurla,Mumbai, and registered as C.C. No.2113/PW/05. the parties have filed the consent terms marked "X". The respondent No.1 is also

represented by Counsel Ms. Savitri Gajakosh and admits the contents of the consent terms. The matter arose out of the family dispute and the offence under Section 377 of I.P.C. was also registered on the basis of certain allegations made by wife against husband. No third person is involved in the matter. Therefore, in the interest of justice and in view of the consent terms marked "X", this Application is allowed in terms of prayer clause (b).

(J.H.BHATIA,J.)